

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE: PHILIPS RECALLED CPAP, BI-)	
LEVEL PAP, AND MECHANICAL)	
VENTILATOR PRODUCTS)	Master Docket: Misc. No. 21-1230
LITIGATION)	
)	
)	MDL No. 3014
This Document Relates to:)	
(1) Carter v. Koninklijke Philips N.V., et)	
al., 2:22-cv-00383)	
(2) Dobbs v. Aerocare Home Medical, Inc.,)	
et al., 2:22-cv-01469)	
(3) Graham v. Respironics, Inc., et al.,)	
2:22-cv-00224)	
(4) King v. Philips RS North America LLC,)	
et al., 2:24-cv-01693)	
(5) Murray v. Koninklijke Philips, N.V., et)	
al., 2:23-cv-00627)	
(6) Papsun v. B. Braun Medical, Inc., et al.,)	
2:23-cv-1211)	
(7) Roberts v. Philips Respironics Inc., et)	
al., 2:23-cv-1027)	
(8) Traversa v. Koninklijke Philips, N.V.,)	
et al., 2:22-cv-00652)	
(9) Vazquez v. Respironics, Inc., et al.,)	
2:22-cv-00130)	

**JOINT PROPOSED SCHEDULE FOR MAY 6, 2025
ORAL ARGUMENT ON PENDING REMAND MOTIONS**

Pursuant to the Court's March 21, 2025 Opinion (ECF No. 3249), the parties jointly submit this proposed schedule for the May 6, 2025 oral argument on pending remand motions. The parties currently expect that remand motions in the five below-listed cases will be argued and have presented the cases in the order that they propose they be heard, starting with the motion that will be argued remotely (*Vazquez*), followed by the three motions that involve application of the fraudulent joinder doctrine (*Graham*, *Traversa*, and *Murray*), and ending with the motion that involves, among other issues, whether the amount-in-controversy requirement is met (*King*):

1. *Vazquez v. Respironics, Inc., et al.*, Case No. 2:22-cv-00130;
2. *Graham v. Respironics, Inc., et al.*, Case No. 2:22-cv-00224;
3. *Traversa v. Koninklijke Philips, N.V., et al.*, Case No. 2:22-cv-00652;
4. *Murray v. Koninklijke Philips, N.V., et al.*, Case No. 2:23-cv-00627; and
5. *King v. Philips RS North America LLC, et al.*, Case No. 2:24-cv-01693.

Based on communications with plaintiffs' counsel, counsel for the Philips Defendants understand that the remand motions filed in *Papsun* and *Roberts* will be decided on the papers without oral argument, and that plaintiffs in *Carter* and *Dobbs* have agreed to dismiss their claims.¹ Counsel for the Philips Defendants have attempted to contact counsel for the plaintiff in *Murray* regarding whether his motion will be argued or decided on the papers. Because they have been unable to reach Mr. Murray's counsel, the parties have included Mr. Murray's motion in the proposed schedule out of an abundance of caution.

Dated: May 2, 2025

/s/ Jordan A. Stanton

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¹ We also understand that the plaintiff in *McNiffe* is participating in the master personal injury settlement and the plaintiff in *Trueblood* has voluntarily dismissed his claims (see Case No. 2:23-cv-1304, ECF No. 18). Thus, these plaintiffs' remand motions are moot.

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CERTIFICATE OF SERVICE

I hereby certify that on May 2, 2025, the foregoing document was electronically filed with the Clerk of the Court and served upon counsel of record through the Court's ECF filing system.

/s/ John P. Lavelle, Jr.
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